IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14538 of 2004

Between:

P. Nagabhushana Rao son of LateKamaraju,58years, resident of Rekhana Street, Parlakhimundi, Gajapathi District, Orissa State.

..... PETITIONER

AND

The Secretary, State Transport Authority, Sri BurgulaRamakrishna Rao Officers Buildings, Tank bund road, Hyderabad, A.P.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, or order or direction, particularly one in the nature of writ of Mandamus, declaring the inaction of the respondent in granting counter-signature to the timings granted on 12-05-2003 to the bus Ap 30 T-0988 plying on the inter-state route Parlakhimundi to Berhampur via) palasa and Ichapuram, by the State Transport Authority, Orissa at Cuttack as illegal, improper and failure to exercise its powers vested in it with a direction to the respondent to counter sign the timings granted by the State transport Authority, Orissa at cuttack, on 12-5-2003 in its office order No.XXXIV-58/02-7350, immediately and stop running the buses ORG-7299 and OSX-8133 , on the inter-state routes Berahampur toSunnareddy via) Ichapuram, Berhampur to Novada via) Ichapuram and Berahmpur to Sunandi, respectively, forthwith .

Counsel for the Respondent: GP FOR TRANSPORT

The Court at the stage of admission, made the following :

ORAL ORDER

The petitioner is the owner of Bus bearing No.AP 30 T-0988 and it is an inter-state service. The Orissa State Transport Authority granted permit to three other buses in clashing with the timings of the petitioner's bus. Therefore, he made a representation to the Orissa State Transport Authority and the timings are revised through an order dated 12-05-2003. Since, it is an inter-state service, the said order of the Orissa State Transport Authority has to be counter-signed by the respondent herein. The petitioner, therefore, filed a petition dated 08-03-2004 on 18-03-2004 before the respondent for necessary orders. The grievance of the petitioner is that the respondent so far did not pass any orders on the said petition. Therefore, he approached this Court seeking a direction to the respondent to pass appropriate orders on his petition dated 08-03-2004.

In the light of the circumstances explained by the petitioner, the respondent is directed to pass appropriate orders within four weeks from the date of receipt of a copy of this Order on the petition of the petitioner dated 08-03-2004 as per rules and communicate the same to the petitioner.

The writ petition is accordingly disposed of. No order as to costs.

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17th AUGUST 2004

*TSNR

To

1. The Secretary, State Transport Authority, Burgularamakrishna Rao Officers Buildings,Tank bund road, Hyderabad,A.P

2. Two CCs to G.P for Transport,High Court ofA.P.Hyderabad(OUT)

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